ADMINISTRATOR GENERAL—*contd.*

2. The Office of Administrator General—*contd.*

Definitions of "Presidency of Bengal," "Presidency of Madras" and "Presidency of Bombay" . . . . . Act2,1874,s.3.

Power to divide Presidency of Bengal into provinces and appoint an Administrator General for each; consequences to ensue thereupon . . . . . ,, s.68.

Saving of Administrator General's jurisdiction in Sindh . . Act5,1872,s.2.

Administrator General; Government to appoint, suspend or remove . . . . . Act2,1874,s.5.

,, ,, to be a barrister; exception . . ,, s.6. Act5,1902,s.2(2).

,, ,, not an officer of High Court . . Act2,1874,s.7.

,, ,, may hold office of Official Trustee . Act17,1864,s.6. Act2,1874,s.9.

,, ,, not to hold other office without sanction of Government. . . . . ,, s.9.

,, ,, restriction on trading by . . . ,, s.10.

,, ,, security to be given by, to Government. ,, s.11.

,, ,, no security or oath to be given by, to Court . . . . . ,, s.12.

,, ,, remuneration of, by fixed salary . . Act5,1902,s.3(1).

,, ,, liability of, or of Government for acts of ,, s.3(2),(3).

Appointment of Officiating Administrator General; his position Act2,1874,s.13.

Appointment of Deputy Administrator General; powers and functions of; may be a barrister, attorney or solicitor; may officiate as Administrator General . . . . . Act5,1902,s.2.

Rights, duties and privileges of Administrator General not affected by—

Succession Act, 1865 . . . . . Act2,1874,s.66.

Hindu Wills Act, 1870 . . . . . Act21,1870,s.5.

Probate and Administration Act, 1881 . . . . Act5,1881,s.149.

Companies Act, 1882 . . . . . Act2,1874,s.66. Act6,1882,s.144(*g*).

Presidency-towns Insolvency Act, 1909. . . . . Act3,1909,s.111.

3. Rights, Powers and Duties.

(*a*) GRANT OF LETTERS OF ADMINISTRATION AND PROBATE TO ADMINISTRATOR GENERAL.

Letters of Administration or Probate to be granted by High Court at Presidency-town . . . . . Act2,1874,s.14.

Administrator General entitled to Letters of Administration, or letters *ad colligenda bona*, in preference to certain other persons ,, s.15.

Letters of Administration and Probate to be granted *ex officio* . ,, ss.29,30.

Administrator General may apply for Letters of Administration within one month from death . . . . . ,, s.23.

Effect and local extent of Probate or Letters of Administration . ,, s.23A.

Estates which Administrator General is bound to administer; temporary administration pending determination of right . ,, ss.16to18, 19,20.

Administration of estates of military men . . . . ,, ss.21,22,65. 56-7V.c.5,ss.14,19,26.

Grant to consular officer of Letters of Administration to estate of deceased foreigner . . . . . Act5,1902,s.8.

ADMINISTRATOR GENERAL—*contd.*

3. Rights, Powers and Duties—*contd.*

(*a*) GRANT OF LETTERS OF ADMINISTRATION AND PROBATE TO ADMINISTRATOR GENERAL—*contd.*

Revocation of Letters of Administration : Letters deemed to have been voidable, not void ; validation of payments made and acts done by Administrator General ; payment of Administrator General's costs and commission	Act2,1874,ss.24to27.
Distribution of assets	,, s.28.
Power of Administrator General to incur expenditure for certain purposes	Act5,1902,s.7.
Power of High Court to give general or special direction to Administrator General in respect of administration	,, s.5.
Transfer by private executor or administrator to Administrator General of interest under Probate or Letters of Administration ; stamp-duty	Act2,1874,s.31. Act2,1899,s.3,Sch.1, art.62(*d*).
Appointment of Official Trustee as trustee of assets carried to separate accounts	Act2,1874,s.32.
Vesting of estates, etc., in successor of Administrator General	,, s.33.

(*b*) ADMINISTRATION OF ASSETS NOT EXCEEDING RI,000 IN VALUE.

Administrator General may grant certificate of administration or may administer without obtaining Letters of Administration	,, ss.36,37.
Proof of claimant's title and value of assets, before granting certificate	,, s.38.
Effect of certificate ; fee for certificate	,, ss.39,41.
When Administrator General may take out Letters of Administration after granting certificate	,, s.40.
Certificate-holder or Administrator General may transfer assets to executor or administrator in country of domicile for distribution	,, s.41A.

(*c*) SUITS BY AND AGAINST ADMINISTRATOR GENERAL.

To be brought in name of office, not to abate by death, resignation or removal	,, s. 34. Act5,1902,s.3(*4*).
Creditors' suits	Act2,1874,s.35.

4. Commission of Administrator General.

Rate of, in case of property of military men	,, ss.21,53. 56-7V.c.5,s.14(*5*).
,, in case of temporary administration pending determination of right	Act2,1874,s.18.
,, in other cases	,, s.52.
,, on assets collected beyond Presidency	,, ss. 55A.
,, power to reduce and again raise	,, s.55.
Commission what to cover ; when payable	,, ss.54,59.
Commission or other remuneration received to be credited to Government where Administrator General remunerated by fixed salary	Act,5,1902,s.3(*1*)
Payment of, when Letters of Administration granted to Administrator General are revoked	Act2,1874,s 27.

ADMINISTRATOR GENERAL—*concld.*

4. Commission of Administrator General—*contd.*

Prohibition in Trusts Act, 1882, against trustee charging for services does not apply to Administrator General . . . Act2,1882,s.50..

Commission or agency charges not to be charged by private executor or administrator at higher rate than that fixed for Administrator General . . . . . Act5,1902,s.4(3)..

Expenses of Administrator General's establishment and office charges to be defrayed by him . . . . . Act2,1874,s.42..

5. Accounts and Schedules.

Separate accounts to be kept for each estate, and to be open to inspection . . . . . ,, s.43..

Administrator General to furnish and publish half-yearly schedules and send copies to Government for transmission to Secretary of State; settlement and payment of costs . . . ,, ss.44,48..

Power of Government to require additional accounts to be kept . ,, s.57..

Appointment of auditors by Government . . . . . ,, s.45..

Duties and powers of auditors; procedure when irregularities disclosed; payment of costs . . . . . ,, ss.46to51..

6. Miscellaneous.

Punishment for making false statement in petition presented by Administrator General to Court . . . . ,, s.12..

,, ,, giving false evidence . . . . . ,, s.61.

,, ,, neglecting to produce papers, etc., to auditor . ,, s.47..

Power of Government to make rules for guidance of Administrator General . . . . . ,, ss.57to59.

Administrator General to comply with requisitions by Government for returns and statements . . . . . ,, s. 67..

Power of High Court to make rules for assigning jurisdiction under Act 2, 1874, to subordinate courts . . . . . Act5,1902,s.6..

Power of High Court to make rules for destruction, etc., of Administrator General's records; confirmation of rules by Government . . . . . Act 3,1879,ss.3,5..

Order of Court to be equivalent to decree . . . . Act2,1874,s.60..

Administrator General may examine persons on oath or affirmation . . . . . ,, s.60A..

Assets unclaimed for fifteen years to be transferred to Government; disposal of subsequent claims . . . . . ,, ss.62,63..

District Judge to take charge of certain estates and report to Administrator General; Judge may pay certain claims out of assets . . . . . ,, s.64..

Saving of power of Police in Presidency-towns to take charge of small estates . . . . . ,, s.66..

Registration of documents executed by Administrator General in his official capacity . . . . . Act16,1908,s.88..

Payment of income-tax by Administrator General. *See* INCOME-TAX, 3.

ADMINISTRATOR GENERAL AND OFFICIAL TRUSTEES ACT, 1902. [*See* ADMINISTRATION OF ESTATES (IND. LAW); ADMINISTRATOR GENERAL; OFFICIAL TRUSTEE] . . . Act5,1902..